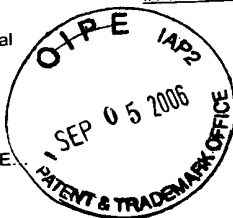


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: MAYUMI et al  
Application No.: 10/668,178  
Filed: September 24, 2003  
For: PHYSIOLOGICALLY ACTIVE



Art Unit: 1643  
Examiner: Hong Sang  
Washington, D.C.  
Atty.'s Docket: MAYUMI=2A  
Confirmation No.: 4046  
Date: September 5, 2006

Customer Service Window, **Mail Stop Amendment**  
Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
Randolph Building, 401 Dulany Street  
Alexandria, Virginia 22314

Sir:

Transmitted herewith is a **REPLY: AMENDMENT AND REMARKS** in the above-identified application.

- ☐ Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.  
☒ No additional fee is required.  
☐ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL	* 6	MINUS	** 20	0
INDEP.	* 1	MINUS	*** 3	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY		
RATE		ADDITIONAL FEE
x 25		\$
x 100		\$
+ 180		\$
ADDITIONAL FEE TOTAL		\$

OTHER THAN SMALL ENTITY		
RATE		ADDITIONAL FEE
x 50		\$
x 200		\$
+ 360		\$
TOTAL		\$

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
  - \*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
  - \*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.
- The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

- ☒ Conditional Petition for Extension of Time  
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

- ☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity  
Response Filed Within  
☐ First - \$ 60.00  
☐ Second - \$ 225.00  
☐ Third - \$ 510.00  
☐ Fourth - \$ 795.00

Other Than Small Entity  
Response Filed Within  
☐ First - \$ 120.00  
☐ Second - \$ 450.00  
☐ Third - \$ 1020.00  
☐ Fourth - \$ 1590.00  
Month After Time Period Set

- ☐ Less fees (\$ ) already paid for month(s) extension of time on .

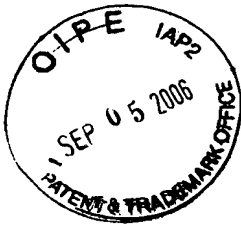
- ☐ Please charge my Deposit Account No. 02-4035 in the amount of \$ .  
☐ Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ .  
☐ A check in the amount of \$ is attached (check no. ).

- ☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

By:   
Sheridan Neimark  
Registration No. 20,520

Facsimile: (202) 737-3528  
Telephone: (202) 628-5197



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: MAYUMI=2A

In re Application of:	)	Confirmation No.: 4046
	)	
MAYUMI et al	)	Art Unit: 1643
	)	
Appln. No.: 10/668,178	)	Examiner: Hong Sang
	)	
Filing Date: September 24, 2003)	)	September 5, 2006 <sup>1</sup>
	)	
For: PHYSIOLOGICALLY ACTIVE...	)	
	)	

**REPLY: AMENDMENT AND REMARKS**

Customer Service Window, Mail Stop Amendment  
Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
Randolph Building  
401 Dulany Street  
Alexandria, Virginia 22314

Sir:

Replying to the Office Action mailed June 2, 2006,  
please amend as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of  
claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.

---

<sup>1</sup> September 2, 2006, fell on a Saturday. Monday, September 4, 2006, was a legal holiday, Labor Day. Accordingly, the present Reply is timely filed without the need for an extension of time.